

BARNES & THORNBURG LLP

11 South Meridian Street
Indianapolis, Indiana 46204
(317) 236-1313
(317) 231-7433 Fax

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<i>Customer No.</i>	23643	}	
		}	
<i>Group:</i>	1614	}	
		}	
<i>Confirmation No.:</i>	8706	}	
		}	
<i>Application No.:</i>	10/620,221	}	<u>Electronically Filed:</u>
		}	December 1, 2008
		}	
<i>Invention:</i>	NEUROTHERAPEUTIC	}	
	CLAVULANATE COMPOSITION	}	
	AND METHOD	}	
		}	
<i>Inventor:</i>	Gary A. Koppel	}	
		}	
<i>Filed:</i>	July 15, 2003	}	
		}	
<i>Attorney</i>		}	
<i>Docket:</i>	22064-71990	}	
		}	
<i>Examiner:</i>	Royds, Leslie A.	}	

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Statement is filed in the application identified above pursuant to 37 C.F.R. § 1.56 and pursuant to the holdings of the Federal Circuit Court of Appeals in the cases *Dayco Products, Inc. v. Total Containment, Inc.*, 329 F.3d 1358, 66 U.S.P.Q.2d 1801 (Fed. Cir. 2003) and *McKesson Info. Sol'ns v. Bridge Med.*, 487 F.3d 897, 927 (Fed. Cir. 2007).

The Examiner should be aware of related copending U.S. Patent Applications and pending International Applications. Applicants believe that the Examiner has access to the prosecution history in these cases; accordingly Applicants have not included any copies with this paper. However, if the Examiner requires copies of any papers in these prosecution histories, Applicants will provide them as needed.

Applicants have not concluded at this time that the references cited herein are material to patentability of the currently pending claims of the present application, however, in an abundance of caution in view of the *Dayco* and *McKesson* Federal Circuit decisions, they are submitted herewith.

Applicants believe that no fees are due with the filing of this statement, however if fees are due the Commissioner is hereby authorized to charge any amounts that may be due with this statement to our Deposit Account No. 10-0435 with reference to our matter 22064-71990. The Commissioner is also hereby authorized to charge any additional amounts that may be due with this response, or credit any overpayments, to our Deposit Account No. 10-0435 with reference to our matter 22064-71990.

Respectfully submitted,
BARNES & THORNBURG LLP

A handwritten signature in dark ink, appearing to read 'Bassam S. Nader', followed by a horizontal line extending to the right.

Bassam S. Nader
Agent Reg. No. 61816

BSN/jrt
Indianapolis, IN
(317) 231-6415